

## A. STATE-AT-A-GLANCE

1)	<b>Program Operation</b>	State Operated
2)	<b>Number of Local Offices (excluding Agencies under Cooperative Agreements)</b>	Central administrative office in Des Moines; eighteen state supervised field offices; one county-administered (Friend of the Court) office; one centralized review and adjustment unit; one centrally-located foster care recovery unit, and one centrally-located interstate unit.
3)	<b>Type of Agencies with Cooperative Agreements</b>	County, Iowa State University, and private vendor contract staff who work in conjunction with state field staff and county staff in Friend of the Court office.
4)	<b>Uniform Interstate Family Support Act</b>	No
5)	<b>Agreements With Tribal Entities</b>	No
6)		
7)	<b>Age of Majority for Termination of Support</b>	18; or as ordered by the court
8)	<b>Statutes of Limitation:</b>	
	• <b>Collection of Past Due Support</b>	20 years from date of each child support installment
	• <b>Paternity Establishment</b>	Child's 19th birthday (age of majority plus 1 year)
	• <b>Dormancy Revival/Renewal Possible [yes/no]</b>	Yes - laches and estoppel defenses possible
9)	<b>Guidelines</b>	Shared income model variation; noncustodial parent's net monthly income in comparison to custodial parent's net monthly income
10)	<b>Interest Rates on</b>	Statute allows 10% interest but does not require CSE agency to collect - not commonly enforced
	• <b>Missed Payments</b>	Only if reduced to judgment
	• <b>Retroactive Support</b>	Only if reduced to or included in judgment
	• <b>Adjudicated Arrearage</b>	Only if reduced to judgment
11)	<b>Arrearage Collections for Non-minor Child(ren)</b>	Yes
12)	<b>Distribution Scheme</b>	

<ul style="list-style-type: none"> <li><b>AFDC Arrears</b></li> </ul>	1st - To family for all support due since last AFDC termination 2nd - To state for support assigned while family received AFDC 3rd - To family for pre-AFDC arrears Exception: state and federal tax offsets are applied to state's arrears first
<ul style="list-style-type: none"> <li><b>Non-AFDC Arrears</b></li> </ul>	1st - To family for all support due since last AFDC termination 2nd - To state for support assigned while family received AFDC 3rd - To family for pre-AFDC arrears Exception: state and federal tax offsets are applied to state's arrears first
<b>13) Procedures Regarding Medical Support Using Income Withholding</b>	Income withholding can be used to collect if medical support is reduced to a dollar amount.
<b>14) New Hire Reporting</b>	Required within 15 calendar days of hiring or rehiring an employee
<b>15) Recovery of Costs Elected Under State Plan</b>	Yes - from obligee
<b>16) Recovery of Costs for Initiating State</b>	Limited to attempting to recover costs of genetic tests in contested paternity case
<b>17) Long-Arm Statute/s Citation/s</b>	Yes - Code of Iowa, Section 252B.12
<b>18) Automated Locate Resources</b>	Department of Employment Services employment / unemployment records; Department of Transportation drivers license and vehicle registration records; Department of Revenue; Department of Corrections; Department of Human Services; Social Security Administration; Voter Registration; Department of Natural Resources; Bureau of Vital Statistics (birth certificates); Statewide Employee Registry; Des Moines Police Department; 1099; referrals to credit agencies
<b>19) Enforcement Options</b>	
<ul style="list-style-type: none"> <li><b>State Income Tax Refund Intercept</b></li> </ul>	Yes
<ul style="list-style-type: none"> <li><b>License Revocation/ Suspension</b></li> </ul>	Yes

• <b>Administrative Liens</b>	Yes - Iowa orders or registered foreign orders are automatic liens against real property in the county in which the order is filed. Additionally, the CSE agency can administratively collect known assets of the obligor residing in financial institutions.
• <b>Property Seizure &amp; Sale</b>	Yes - rarely used
• <b>State Funds/Benefits (please specify)</b>	Unemployment benefits, Workers' Compensation; IPERS (state employees' retirement) benefits; offset of payment owed to an obligor by the state
• <b>Other (please specify)</b>	Community service; publicizing obligor's names; wanted posters; seek employment orders; referrals to credit agencies; contempt of court proceedings
<b>20) Spousal Maintenance Orders (specify yes or no)</b>	
• <b>Establish</b>	No
• <b>Enforce</b>	Yes, if assigned; otherwise, only in combination with a child support obligation
• <b>Modify</b>	No
<b>21) Current Spouse/Partner Information Required</b>	No

## B. UNIFORM INTERSTATE FAMILY SUPPORT ACT

<b>1) State Code Citation</b>	N/A
<b>2) Effective Date</b>	N/A
<b>3) Adopted Verbatim? If no, list differences.</b>	N/A
<b>4) Repeal URESA?</b>	N/A
<b>5) Repeal IWW?</b>	N/A

## C. INCOME WITHHOLDING

<b>1) Income Withholding Terminology</b>	Mandatory income withholding, immediate income withholding, and lump sum income withholding
<b>2) Income Withholding</b>	

<b>Procedures</b>	
<ul style="list-style-type: none"> <li><b>State Withholding Limits</b></li> </ul>	50% of disposable income
<ul style="list-style-type: none"> <li><b>Fee Charged by Employers</b></li> </ul>	\$2.00 per withholding (at employer's option)
<ul style="list-style-type: none"> <li><b>Date to Remit</b></li> </ul>	Within 10 working days of withholding
<ul style="list-style-type: none"> <li><b>Penalty</b></li> </ul>	Simple misdemeanor for discharging, refusing to employ, or taking disciplinary action based upon income withholding; subject to contempt of court proceedings for noncompliance
<b>3) Definition of Employer</b>	For income withholding purposes, Iowa can enforce against most payors of income.
<b>4) Included Income</b>	Wages, periodic earnings, trust income, unemployment benefits, workers' compensation benefits, IPERS (state employees' retirement) or disability benefits (see exemption below), Social Security benefits, Veteran's benefits
<b>5) Excluded Income</b>	Self-employment income, AFDC, SSI, State Supplementary Assistance, Veteran's disability/survivor's (unless the obligor has waived all or part of a retainer to in order to receive those benefits)
<b>6) Direct Income Withholding for Unemployment Compensation, include address</b>	No
<b>7) Direct Income for Workers' Compensation, include address</b>	No
<b>8) Direct Income Withholding, other income sources subject to, include address</b>	None - unless sufficient minimum contact is established
<b>9) Direct Income Withholding, list Other Income Sources NOT subject to</b>	None allowed - except as provided for in #8 above
<b>10) Federal Withholding (See Federal Pay Agents Section)</b>	IV-D Directors need not answer this question.
<b>11) Procedures for Contesting Income Withholding</b>	An informal conference can be requested with the CSE agency. Obligor also has the right to file a Motion to Quash in district court
<b>12) Arrearages through Income Withholding</b>	Yes, limits of Federal Consumer Credit Protection Act apply; Iowa administrative rules limit amount withheld on arrears to 50% of current support obligation; some other limitations may apply
<b>13) Enforcing Against Non-Resident Obligor Asset/Income</b>	Yes
<b>14) Exception to Immediate</b>	Yes, good cause based upon the best interest of the child and

<b>Withholding</b>	approved by court or CSE agency or an agreement between the parties to provide an alternative payment arrangement approved by CSE agency
<b>15) Multiple Obligations Withholding Priorities</b>	
• <b>Policy</b>	Multiple orders are enforced proportionate to the amount of current support due; any remaining funds are distributed proportionately between the multiple arrearages
• <b>Priority</b>	MIW has priority over any other garnishment, attachment, or assignment
• <b>Assistance</b>	Employer Hotline - Collection Services Center  727 E. 2nd Street  Des Moines, IA 50309  (515) 281-6630
• <b>Allocation</b>	First to current support (proportionately if payor has multiple cases); then to arrears (also  proportionately among a payor's multiple cases)  Cite: Code of Iowa, Section 252D.18

## D. PATERNITY

<b>1) Interstate Paternity Procedures</b>	Petition filed, personal service on putative father; answer received; genetic tests performed and / or discovery completed; and either consent order obtained, default order entered, or hearing held in district court
<b>Consent Orders Obtained</b>	Through agreement w/ putative father, filed in district court
<b>2) Uniform Parentage Act</b>	No
<b>3) Uniform Act on Blood Testing</b>	No
<b>4) Parentage Order Available Without Order for Support</b>	Yes
<b>5) Custody/Visitation Addressed Subject to Tribunal's Jurisdiction</b>	No
<b>6) Genetic Test Results as Presumption of Paternity</b>	Yes
<b>Threshold</b>	95%
<b>7) Paternity Acknowledgment as</b>	Yes, upon completion of affidavit of paternity and filed with State

	<b>Presumption of Paternity (Rebuttable/Conclusive)</b>	Vital Records Department; conclusive
8)	<b>Marriage as Presumption of Paternity</b>	Yes, but can be challenged
9)	<b>Putative Father's Name on Birth Certificate, Effect of</b>	A father can have his name placed on a birth certificate. However, paternity is not established except by court order or by having the father and mother complete an Iowa affidavit of paternity, filed with the State Vital Records Department.
10)	<b>Other Statutory Presumptions</b>	No
11)	<b>Recognition of Common Law Marriage</b>	Yes, requires intent and agreement to be married, continuous cohabitation, public declaration of parties
12)	<b>Personal Appearance of Witness or Custodial Parent Required</b>	In majority of cases, custodial parent not required to personally appear for paternity hearing. Iowa statute permits proceedings to be stayed and matter transmitted to court in initiating state for taking of testimony and evidence; appearance and testimony of custodial parent in Iowa is best method of proving paternity in contested case
	<b>Acceptable Methods of Testimony</b>	Testimony before judge in initiating state, interrogatories, depositions
13)	<b>Long-Arm Statute</b>	Yes
14)	<b>Assistance to Other States Using Their Long-Arm Statutes</b>	Yes - contact local enforcement office
	• <b>Service of Process</b>	Yes
	• <b>Genetic Testing</b>	Yes
15)	<b>Recovery of Genetic Testing Costs for Other States</b>	Yes

## E. SUPPORT ORDER ESTABLISHMENT

1)	<b>Interstate Procedures</b>	Standard URESA referral. If paternity is not an issue, administrative order for support is entered unless there is an existing order for current support.
2)	<b>Income Considered for Setting Support</b>	Net monthly incomes of both custodial and noncustodial parent.
3)	<b>Criteria for Rebuttal</b>	Substantial injustice would result to the payor, payee, or child; adjustments are necessary to provide for the needs of the child and to do justice between the parties under the special circumstances of the case; circumstances associated with a case permanency and hardship plan for children in foster care
4)	<b>Support Order for Prior</b>	Yes - up to 3 years of AFDC expenditures, arrearages not sought

<b>Periods</b>	for NPA cases
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## **F. ENFORCEMENT**

**(Note: If multiple orders, see Part “G”)**

### **I. ENFORCING YOUR OWN ORDER**

<b>1) Enforcement for Non-Resident Family</b>	Same as for resident family
<b>2) Administrative Procedures and Remedies Available</b>	Yes - income withholding, asset levy, license sanction, seek work requirement, state and federal tax offset, credit reporting
<b>3) Judicial Procedures and Remedies Available with Registration</b>	Yes - garnishment, contempt of court, attachment of property

### **II. ENFORCING OTHER STATES' ORDERS**

<b>4) Administrative Procedures and Remedies Available Without Registration</b>	Interstate income withholding
<b>5) Judicial/Administrative Remedies with Registration</b>	Same as those available to an Iowa order, including modification
<b>6) UIFSA/URESA Registration and Enforcement Procedure</b>	Upon registration, a foreign support order is treated in the same manner as any support order issued in Iowa. The respondent has 20 days after receiving notice of registration to petition the court to vacate the registration or obtain other relief.
<b>7) Judicial Procedures Required after Registration</b>	None
<b>8) Uniform Enforcement of Foreign Judgments Act Citation</b>	Code of Iowa, Chapter 626A

## **G. MODIFICATION/REVIEW & ADJUSTMENT OF ORDERS**

<b>1) Jurisdiction Requirements</b>	Iowa order or foreign order registered in Iowa, subject to continuing exclusive jurisdiction analysis in accordance with federal Full Faith and Credit for Child Support Orders, Act 28USC, 1738B
<b>2) Modification Procedures</b>	Petition filed in district court or administrative modification available as part of review and adjust process.
<b>3) Criteria for Modification</b>	Substantial change in circumstances or inconsistency with child

	support guidelines.
<b>4) Criteria for Change of Circumstances</b>	10% variation from the mandatory child support guidelines represents a “substantial change of circumstances”. For review and adjustment, Iowa’s administrative rules require a 20% variation before the CSE agency may initiate a modification procedure. CSE Agency may also modify an order solely for the purpose of including medical support.
<b>5) Frequency With Which Reviews are Conducted</b>	Two years from entry of the order or last modification when requested; every three years when initiated by the IV-D agency for public assistance cases.
<b>6) Criteria for Review</b>	Location of both parents known; IV-D case; Iowa order or registered foreign order; meets frequency of review time frame; review limited to issue of child / medical support; ongoing support for a child under age 18 (not a temporary support order); request made by parent / agency entitled to review; change in financial circumstances have lasted three months and reasonably appear to last an additional three months.
<b>7) Criteria for Adjustment</b>	Present child support obligation varies by more than 20% from the mandatory child support guidelines; availability of health insurance.

## H. MULTIPLE ORDERS

### ENFORCEMENT AND MODIFICATION

<b>1) Controlling Order</b>	N/A
<b>2) Date of Controlling Order</b>	N/A
<b>3) If No Controlling Order</b>	Iowa is not a UIFSA state. If no controlling order exists, the order with the highest dollar amount is enforced.
<b>4) Arrears Procedure</b>	Enforce any combination of the orders that yields the highest amount due for any specific month



## I. Documentation Required to Initiate Requests

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each docu- ment	Certifi- cation required for each docu- ment  *See below
Establishment of Paternity and Support	Paternity		
	Child Support Enforcement Transmittal to Interstate Central Registry with:	1	B
	- certificate and order	3	C
	- uniform support petition	3	B
	- general testimony	3	D
	- paternity affidavit	3	D
	- copy of URESA statute	3	E
	Non-paternity (same as above minus paternity affidavits)	same	same
Enforcement of Responding State's Order	Child Support Enforcement Transmittal to Interstate Central Registry with:	1	B
	- if public assistance case, copy of assignment of support	1	B
Modification of Responding States' Orders	Child Support Enforcement Transmittal to Interstate Central Registry	1	B
Administrative Enforcement of Another States' Order	Child Support Enforcement Transmittal to Interstate Central Registry with:	1	B
	- pay record	2	C
	- affidavit of arrears (computation)	2	B or C
	- court order and any modifications	2	B
	- copy of state URESA statute	2	C
	- assignment of support (if PA case)	2	E

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each docu- ment	Certifi- cation required for each docu- ment  *See below
		2	B
Registration for Enforcement of Another States' Order	Child Support Enforcement Transmittal to Interstate Central Registry with:  - pay record  - affidavit of arrears  - court order and any modifications  - copy of URSEA statute	1   3  3  3  2	B   B or C  B  C  E
Collection of Arrearages in Multiple Orders	<p style="text-align: center;">All Iowa Orders</p>  Child Support Enforcement Transmittal to Interstate Central Registry with:  - pay record  - affidavit of arrears   <p style="text-align: center;">All Out-of-State Orders</p>  Child Support Enforcement Transmittal to Interstate Central Registry with:  - pay record  - affidavit of arrears  - court order and any modifications  - copy of URSEA statute   NOTE: Iowa will enforce arrearages only	   1   2  2      1   3  3  3  3	   B   B or C  B      B   B or C  B  C  E

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each docu- ment	Certifi- cation required for each docu- ment  *See below
	if no current support is due. Otherwise current support must be enforced with arrearages.		
Uniform Enforcement of Foreign Judgments Act	Same as Registration for Enforcement of Another State's Order		
Modification of Another State's Order	Child Support Enforcement transmittal to Central Registry with:	1	B
	- pay record	3	B or C
	- affidavit of arrears	3	B
	- court order and any modifications	3	C
	- copy of URSEA statute  NOTE: Iowa will modify only if criteria in accordance with Full Faith and Credit Support Order Act 28 USC 1738B are met.	3	E
Status Update on an Existing Interstate Case	Contact local enforcement office	N/A	N/A
Assistance/Discovery	Contact local enforcement office for information	N/A	N/A
Quick Locate	Locate Data Sheet (FSA-206) or Child Support Enforcement Transmittal	1	B

\*A= Notarization by Notary Public; B= Certification by signature of agency official;  
C= Certification by signature of court official; D= Others (please specify);  
E= Certification not required

## J. State Contact Chart

ASSISTANCE NEEDED	CONTACT Name, Title, Address, Phone, Fax, E-mail (include 800 if applicable)
State Information Agent	Tom Kisch, Operations Manager  Bureau of Collections  Hoover State Office Building, Fl 5 SW  1305 E. Walnut Street  Des Moines, IA 50319  (515) 281-5580 (515) 281-8854 (FAX)
Central Registry	Carol Eaton, Supervisor for Interstate Central Registry  Bureau of Collections  211 E. Maple Street, Suite 100  Des Moines, IA 50309  (515) 242-6099 (515) 281-6632 (FAX)
Interstate Policy Contact (if different)	Same as for Central Registry
Contact for Information Regarding Your States Long Arm Statute and Process	local enforcement office
Contact for Information Regarding Collection and Distribution (State level)	Brian Laatsch, Program Planner  Bureau of Collections  Hoover State Office Building, 5th Fl SW  1305 E. Walnut Street  Des Moines, IA 50319  (515) 281-5580 (515) 281-8854 (FAX)
Contact to Obtain Payment Records	For Iowa IV-D Cases:  Butch Devine, Customer Service Manager  Collections Services Center

	<p>727 E. 2nd Street</p> <p>Des Moines, IA 50309</p> <p>(515) 281-6630 (515) 281-6632 (FAX)</p> <p>For Iowa Non IV-D Cases:</p> <p>Clerk of the District Court in the county where the order is filed</p>
Contact to Obtain Copy of Order	Clerk of the District Court in the county where the order is filed
Contact for States Using Their Long Arm Statutes or Continuing Exclusive Jurisdiction (no “case” in your State) for	Local enforcement office
<ul style="list-style-type: none"> <li>Service of Process</li> </ul> <p>(private process server? If so , list)</p>	Local enforcement office
<ul style="list-style-type: none"> <li>Genetic Testing</li> </ul> <p>( e.g. assistance with interstate teleconferencing)</p>	Local enforcement office
New Hire Reporting Contact	<p>Marie Theisen, Management Analyst</p> <p>Bureau of Collections</p> <p>Hoover State Office Building, 5th FL SW</p> <p>1305 E. Walnut Street</p> <p>Des Moines, IA 50319</p> <p>(515) 281-5580 (515) 281-8854 (FAX)</p>
Employer Assistance Contact	<p>Employer Hotline - Collection Services Center</p> <p>727 E. 2nd Street</p> <p>Des Moines, IA 50309</p> <p>(515) 281-6630</p>
<p>Telephone Number for Automated Interstate Case <i>Status</i> Requests</p> <p>(if any)</p>	N/A
Telephone Number for Automated Interstate Case <i>Payment</i> Requests	515-281-8994 - must have last four digits of custodial or noncustodial parent’s SSN

(if any)	
Privatization Contact	<p>Joe Finnegan, Management Analyst</p> <p>Bureau of Collections</p> <p>Hoover State Office Building, 5th FL SW</p> <p>1305 E. Walnut Street</p> <p>Des Moines, IA 50319</p> <p>(515) 281-5580 (515) 281-8854 (FAX)</p>